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PATENT

TECH SERVICES 1600/2900

FEB 06 2002

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

EVANS et al.

Appln. No.: 09/756,291

Filed: January 9, 2001

FOR: FORMULATION

)  
) Group Art Unit: 1617  
)  
) Examiner: Stiller, K.  
)  
)  
)  
)

Commissioner of Patents  
Washington, D.C. 20231

Sir:

**TRANSMITTAL OF RESPONSE TO RESTRICTION  
REQUIREMENT AND INFORMATION DISCLOSURE STATEMENT**

1. Transmitted herewith is a Response to responding to the One-Month Office Action dated August 1, 2001.

2. Additional papers enclosed:

- ☒ Information Disclosure Statement  
☒ Form PTO-1449, 48 references included

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input checked="" type="checkbox"/> five months	\$ 1,960.00	\$ 980.00

Extension of time fee due with this request: \$1,960.00

If an additional extension of time is required, please consider this a Petition therefor.

4. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	29	minus	20	0	x \$18.00 each=	\$ 0.00
Independent Claims (37 C.F.R. §1.16(b))	2	minus	3	0	x \$84 each=	\$ 0.00
[ ] First presentation of Multiple dependent claim(s)				**	\$280.00	\$ 0.00
SUB-TOTAL =						\$ 0.00
Fee for Five (5) Month Extension of Time						\$ 1,960.00
Fee for Information Disclosure Statement						\$ 0.00
Fee for Terminal Disclaimer						\$ 0.00
Reduction by ½ for filing by a small entity						\$ 0.00
TOTAL FEE =						\$ 1,960.00

6. Fee Payment

- ☐ No fee is to be paid at this time.
- ☒ Please charge Deposit Account No. 50-0310 for Five Month Extension of Time Fee.

- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully Submitted,  
**Morgan Lewis & Bockius LLP**

Date:

Morgan Lewis & Bockius LLP

Customer No. **009629**

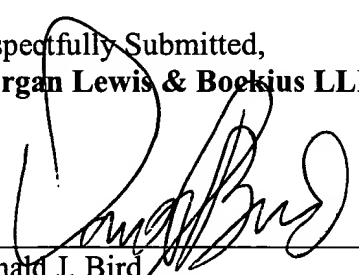
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